

**HOUSE JOURNAL  
63RD LEGISLATURE  
FORTY-THIRD LEGISLATIVE DAY**

Helena, Montana  
February 26, 2013

House Chambers  
State Capitol

House convened at 10:00 a.m. Mr. Speaker presiding. Invocation by Hansen. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Squires and Warburton, excused. Quorum present.

**BILLS** (O'Hara, Chair):

2/26/2013

Correctly printed: **HB 19, HB 87, HB 168, HB 178, HB 216, HB 265, HB 284, HB 299, HB 329, HB 355, HB 391, HB 401, HB 417, HB 431, HB 433, HB 437, HB 438, HB 442, HB 445, HB 450, HB 459, HB 460, HB 473, HB 497, HB 501, HB 508, HB 513, HB 522, HB 533, HB 545, HB 552, HB 554, HB 555, HB 558, HB 562, HB 564, HB 575, HJR 11, HJR 14.**

Correctly engrossed: **HB 171, HB 297, HB 322, HB 384, HB 435, HB 524, HB 553, HJR 6.**

Transmitted to the Senate: **HB 48, HB 84, HB 256, HB 273, HB 286, HB 330, HB 395, HB 396, HB 410, HB 411, HB 448, HB 461, HB 544.**

**REPORTS OF STANDING COMMITTEES**

**APPROPRIATIONS** (Ankney, Chair):

2/25/2013

**HB 19**, do pass. Report adopted.

**HB 168**, do pass. Report adopted.

**HB 171**, introduced bill, be amended as follows:

1. Page 1, line 27.

**Strike:** "5"

**Insert:** "6"

2. Page 3, line 22.

**Strike:** "5"

**Insert:** "6"

3. Page 3, line 26.

**Following:** "services"

**Insert:** ", not to exceed 30% of state funds saved"

4. Page 4, line 2.

**Strike:** "5"

**Insert:** "6"

5. Page 4, line 5.

**Following:** line 4

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**Insert:**        "NEW SECTION. Section 6. Recovered funds. (1) Any state funds that are recovered as a result of a review conducted under [sections 1 through 6] must be deposited in an account to the credit of the department.

(2) Any federal funds recovered as a result of a review conducted under [sections 1 through 6] must be returned to the federal special revenue account from which it originated."

**Renumber:** subsequent sections

6. Page 4, line 6.

**Strike:** "5"

**Insert:** "6"

7. Page 4, line 7.

**Strike:** "5"

**Insert:** "6"

And, as amended, do pass. Report adopted.

**HB 178**, do pass. Report adopted.

**HB 284**, do pass. Report adopted.

**APPROPRIATIONS** (Ankney, Chair):

2/26/2013

**HB 297**, introduced bill, be amended as follows:

1. Page 2, line 17.

**Strike:** "and"

**Insert:** "or"

2. Page 4, line 3.

**Strike:** "using the employment authorization program"

And, as amended, do pass. Report adopted.

**HB 322**, introduced bill, be amended as follows:

1. Title, page 1, line 7.

**Following:** "PROGRAMS;"

**Insert:** "PROVIDING FOR A REVERSION OF FUNDS;"

2. Page 2, line 4.

**Following:** line 3

**Insert:** "(6) On June 30 of each odd-numbered year, any funds in the account that are unencumbered must revert to the general fund."

3. Page 11, line 1.

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**Following:** "section."

**Insert:** "(4) On June 30 of each odd-numbered year, any unencumbered funds in the account in excess of \$400,000 must revert to the general fund."

And, as amended, do pass. Report adopted.

**HB 355**, do pass. Report adopted.

**HB 435**, introduced bill, be amended as follows:

1. Title, line 11.

**Following:** "90-6-206,"

**Strike:** "AND"

**Following:** "90-6-207,"

**Insert:** "AND 90-6-208,"

2. Page 4, line 1.

**Strike:** "EIGHT"

**Insert:** "12"

3. Page 5.

**Following:** line 15

**Insert:** "**Section 4.** Section 90-6-208, MCA, is amended to read:

**"90-6-208. Applications for grants.** (1) The governing body of a city, town, county, or school district, any other local or state governmental unit or agency, or the governing body of a federally recognized Indian tribe may apply for a grant to enable it to provide governmental services that are needed as a direct consequence of an increase or decrease of coal development or of an increase or decrease in the consumption of coal by a coal-using energy complex. The board shall prescribe the form for applications. Applicants shall describe the nature of their proposed expenditures and the time involved.

(2) An application by the governing body of a local government unit that is designated under 90-6-207(2) and that has proposed a railroad quiet zone under 49 CFR, parts 222 and 229, or that is designated under 90-6-207(3) must be accompanied by an application review fee of \$5."

And, as amended, do pass. Report adopted.

**BUSINESS AND LABOR** (Berry, Chair):

2/21/2013

**HB 524**, introduced bill, be amended as follows:

1. Title, line 4.

**Strike:** "REMOVING A"

**Insert:** "REVISING THE"

2. Page 1, line 16.

**Following:** "officials"

**Insert:** "and if operated in conjunction with another business, that business must be a grocery

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store or drugstore licensed as a pharmacy"

And, as amended, do pass. Report adopted.

**HB 545**, do pass. Report adopted.

**EDUCATION** (Hansen, Chair):

2/25/2013

**HJR 14**, do pass. Report adopted.

**JUDICIARY** (Kerns, Chair):

2/25/2013

**HJR 6**, introduced joint resolution, be amended as follows:

1. Title, page 1, line 6 through line 7.

**Strike:** "OVERTURN" on line 6 through "COMMISSION" on line 7

**Insert:** "PROVIDE THAT CORPORATIONS, INCLUDING NONPROFIT CORPORATIONS, UNIONS, AND ASSOCIATIONS, ARE NOT HUMAN BEINGS WITH CONSTITUTIONAL RIGHTS"

2. Page 1, line 18.

**Strike:** "these decisions"

**Insert:** "the decisions in American Tradition Partnership v. Bullock and Citizens United v. FEC"

**Following:** "corporations"

**Insert:** "and unions"

3. Page 2, line 3.

**Following:** "committees"

**Insert:** "; and

WHEREAS, limits on campaign expenditures and contributions apply to corporations, including nonprofit corporations, as well as unions and associations"

4. Page 2, line 10 through line 11.

**Strike:** subsection (a) in its entirety

**Renumber:** subsequent subsections

5. Page 2, line 12.

**Following:** "corporations"

**Insert:** ", including nonprofit corporations, unions, and associations,"

6. Page 2, line 13.

**Following:** "corporations"

**Insert:** ", unions, and associations"

And, as amended, do pass. Report adopted.

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**NATURAL RESOURCES** (Bennett, Chair): 2/25/2013  
**HB 558**, do pass. Report adopted.

**MESSAGES FROM THE SENATE**

**Senate bill** passed and transmitted to the House for concurrence: 2/25/2013

**SB 175**, introduced by L. Jones  
**SB 235**, introduced by Buttrey  
**SB 250**, introduced by Debby Barrett

**FIRST READING AND COMMITMENT OF BILLS**

The following House bill was introduced, read first time, and referred to committee:

**HB 575**, introduced by Berry, G. Bennett, referred to Federal Relations, Energy, and Telecommunications.

The following Senate bills were introduced, read first time, and referred to committees:

**SB 2**, introduced by Facey (by request of the Education and Local Government Interim Committee), referred to Education.

**SB 3**, introduced by Essmann (by request of the Legislative Council), referred to State Administration.

**SB 9**, introduced by Murphy (by request of the Law and Justice Interim Committee), referred to Judiciary.

**SB 11**, introduced by Caferro, referred to Human Services.

**SB 12**, introduced by Lewis (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.

**SB 18**, introduced by Hamlett (by request of the Water Policy Committee), referred to Natural Resources.

**SB 21**, introduced by Arthun (by request of the Commissioner of Political Practices), referred to State Administration.

**SB 23**, introduced by Rosendale, referred to Local Government.

**SB 24**, introduced by Rosendale, referred to Natural Resources.

**SB 26**, introduced by Jergeson (by request of the Public Service Commission), referred to Federal Relations, Energy, and Telecommunications.

**SB 28**, introduced by Thomas (by request of the State Auditor), referred to Human Services.

**SB 34**, introduced by Caferro (by request of the State Auditor), referred to Business and Labor.

**SB 44**, introduced by Keane (by request of the Environmental Quality Council), referred to Natural Resources.

**SB 49**, introduced by Ripley (by request of the Legislative Finance Committee), referred to State Administration.

**SB 61**, introduced by Ripley (by request of the Department of Administration), referred to Business and Labor.

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- SB 62**, introduced by Ripley (by request of the Department of Administration), referred to Business and Labor.
- SB 70**, introduced by Walker (by request of the Department of Environmental Quality), referred to Natural Resources.
- SB 103**, introduced by Webb, referred to Human Services.
- SB 104**, introduced by Webb, Wittich, referred to Business and Labor.
- SB 105**, introduced by T. Brown, referred to Local Government.
- SB 106**, introduced by Jergeson, referred to Federal Relations, Energy, and Telecommunications.
- SB 113**, introduced by Blewett, referred to Judiciary.
- SB 120**, introduced by Buttrey, referred to Business and Labor.
- SB 133**, introduced by Rosendale, referred to Judiciary.
- SB 138**, introduced by Wittich, referred to Taxation.
- SB 139**, introduced by Walker, Arthun, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Fielder, Fiscus, Gibson, L. Jones, Lenz, Lewis, Miller, F. Moore, Osmundson, Ripley, Rosendale, Sales, C. Smith, Sonju, Taylor, Thomas, Wagoner, Wanzenried, Webb, Windy Boy, Wittich, referred to Business and Labor.
- SB 144**, introduced by Sesso, referred to Agriculture.
- SB 145**, introduced by F. Moore, Arntzen, Boulanger, Brenden, T. Brown, Fielder, Jackson, Lewis, Murphy, Priest, Rosendale, Sales, Sonju, Taylor, Vincent, Walker, Wittich, referred to Business and Labor.
- SB 148**, introduced by L. Jones, Berry, Blasdel, Buttrey, Hansen, Knudsen, O'Hara, Reichner, C. Smith, Sonju, Tutvedt, Vance, Welborn, Wittich, referred to Business and Labor.
- SB 183**, introduced by Arntzen, Greef, Halvorson, Larsen, Wagoner, Wittich, referred to Business and Labor.
- SB 202**, introduced by Kaufmann, referred to Transportation.
- SB 211**, introduced by F. Moore, referred to Agriculture.
- SB 213**, introduced by Larsen, Augare, Blewett, Boulanger, Dudik, Eck, Fielder, Gursky, Lieser, Lynch, McNally, Murphy, Peppers, Swanson, Vincent, Webb, Wilson, referred to Judiciary.
- SB 225**, introduced by Arntzen, Fitzpatrick, referred to Transportation.
- SB 230**, introduced by Wanzenried, Taylor, referred to Human Services.
- SB 235**, introduced by Buttrey, Cook, Curtis, Gibson, Lewis, Miller, referred to Business and Labor.

The following Senate joint resolutions were introduced, read first time, and referred to committees:

- SJR 3**, introduced by Murphy (by request of the Law and Justice Interim Committee), referred to Judiciary.
- SJR 4**, introduced by Keane (by request of the Environmental Quality Council), referred to Natural Resources.
- SJR 6**, introduced by Olson (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.
- SJR 10**, introduced by Windy Boy, Augare, Ballance, Brockie, T. Brown, Buttrey, Hamlett, Hollandsworth, D. Jones, L. Jones, Keane, Pease-Lopez, Ripley, Stewart-Peregoy, Thomas, Vuckovich, referred to Education.
- SJR 11**, introduced by D. Brown, Arthun, Augare, G. Bennett, Blasdel, Blewett, Blyton, Buttrey, Cuffe, Driscoll, Hertz, Jackson, Keane, Kerns, Larsen, Lavin, Lenz, Lieser, Miller, Olson, Regier,

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Sesso, C. Smith, Sonju, Stewart-Peregoy, Taylor, Van Dyk, Wanzenried, Webb, Windy Boy, referred to Business and Labor.

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

**HB 6** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Knudsen, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 89

Nays: Brodehl, Howard, Jones, Kary, Kerns, Laszloffy, O'Neil, White, Zolnikov.

Total 9

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 7** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Knudsen, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 83

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Nays: J. Bennett, Brodehl, Doane, Hansen, Howard, Jones, Kary, Kerns, Laszloffy, O'Neil, Redfield, Regier, Salomon, White, Zolnikov.  
Total 15

Voted Absentee: None.

Excused: Squires, Warburton.  
Total 2

Absent or not voting: None.  
Total 0

**HB 229** passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Pease-Lopez, Randall, Redfield, Regier, Reichner, Salomon, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.  
Total 58

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.  
Total 40

Voted Absentee: None.

Excused: Squires, Warburton.  
Total 2

Absent or not voting: None.  
Total 0

**HB 310** passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Mehlhoff, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

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Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 38

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 344** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Whitford, Williams, Wilmer, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Cuffe, Hertz, White, Wilson.

Total 4

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 352** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson,

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Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 365** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

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**HB 385** passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Moore, O'Hara, O'Neil, Osmundson, Peppers, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Mr. Speaker.

Total 63

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Miller, Neill, Noonan, Pease-Lopez, Pierson, Pomnichowski, Price, Schreiner, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.

Total 35

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 399** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Miller, Schwaderer.

Total 2

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

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Absent or not voting: Glimm.

Total 1

**HB 421** passed as follows:

Yeas: Ballance, Bangerter, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Hansen, Hertz, Hill, Hollandsworth, Howard, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, Wilmer, Wilson, Woods, Mr. Speaker.

Total 74

Nays: Ankney, B. Bennett, J. Bennett, Court, Doane, Dudik, Flynn, Gursky, Halvorson, Harris, Hollenbaugh, Hoven, Hunter, Kerns, McChesney, Miller, O'Neil, Pomnichowski, B. Smith, C. Smith, White, Whitford, Williams, Zolnikov.

Total 24

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 464** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 89

Nays: Brodehl, Cuffe, Harris, Hoven, Jones, Kerns, Miller, O'Neil, Zolnikov.

Total 9

Voted Absentee: None.

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Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 494** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 499** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 95

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Nays: Galt, Schwaderer, Vance.

Total 3

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**HB 502** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Steenberg in the chair.

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Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

**HB 299** - Representative Warburton moved **HB 299** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Kary, Kerns, Osmundson.

Total 3

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.

Total 0

Absent or not voting: Cook.

Total 1

**HB 391** - Representative G. Bennett moved **HB 391** do pass.

Minority Leader Hunter rose on a **Point of Order** to say that Representative Halvorson's testimony was off the Bill. The Chair ruled that Minority Leader Hunter was correct.

**HB 391** - Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 59

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy,

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McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 41

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 401** - Representative Welborn moved **HB 401** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Hansen, Redfield, Regier, White.

Total 4

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 417** - Representative Flynn moved **HB 417** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lenz, Lieser, MacDonald, McCarthy, McChesney,

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McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Connell, Fitzpatrick, Ingraham, Lavin, Lynch, Noonan.

Total 6

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.

Total 0

Absent or not voting: Boss Ribs.

Total 1

**HB 431** - Representative Knudsen moved **HB 431** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Coffin, Connell, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Clark, Cook, Fitzpatrick, Hagan.

Total 4

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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**HB 433** - Representative O'Hara moved **HB 433** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.  
Total 100

Nays: None.  
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 437** - Representative McNiven moved **HB 437** do pass. Motion carried as follows:

Yeas: Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Ehli, Fiscus, Flynn, Greef, Gursky, Hagan, Hagstrom, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Laszloffy, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.  
Total 67

Nays: Ankney, Ballance, J. Bennett, Berry, Cuffe, Edmunds, Fitzpatrick, Galt, Gibson, Glimm, Halvorson, Hansen, Jones, Kerns, Knudsen, Lang, Lavin, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Welborn, White, Mr. Speaker.  
Total 32

Voted Absentee: Squires, Wilmer, Aye; Warburton, No.

Excused: None.

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Total 0

Absent or not voting: O'Hara.

Total 1

**HB 552** - Representative Neill moved **HB 552** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Kerns, Schwaderer.

Total 2

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 554** - Representative B. Smith moved **HB 554** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 91

Nays: Ballance, Flynn, Gibson, Knudsen, O'Neil, Salomon, Schwaderer, Wagoner, Zolnikov.

Total 9

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Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 562** - Representative Swanson moved **HB 562** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.  
Total 100

Nays: None.

Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HJR 11** - Representative Regier moved **HJR 11** be adopted. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

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Total 97

Nays: Hoven.

Total 1

Voted Absentee: Squires, Warburton, Wilmer, Aye

Excused: None.

Total 0

Absent or not voting: Lang, McCarthy.

Total 2

Majority Leader Vance moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Steenberg moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Swanson, Vance, Wagoner, Washburn, Welborn, White, Whitford, Wilson, Zolnikov, Mr. Speaker.

Total 87

Nays: B. Bennett, Boland, Dudik, Gursky, McCarthy, Pease-Lopez, Schreiner, Williams, Woods.

Total 9

Voted Absentee: None

Excused: Squires, Warburton, Wilmer.

Total 3

Absent or not voting: Steenberg.

Total 1

Representative Hansen requested a **Point of Privilege**. On the discussion of the **Point of Order** on **HB 391**, typically when a **Point of Order** is called a recess should have been called to allow leadership a chance to review the situation. The appeal would have been seconded and the House would have had to vote. It is a non-debatable motion and should have gone to the board.

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Representative Hunter responded and agreed with what Representative Hansen said, he added that typically in the past it was not unusual for members of a caucus to rise in support of a **Point of Order**.

**UNFINISHED BUSINESS**

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 574**  
Motion carried.

**HB 574** (Edmunds Chief Sponsor)  
MacDonald.

House Recessed.  
House Reconvened.

Roll Call. All members present, except Representatives Squires, Warburton, and Wilmer, excused. Quorum present.

**FIRST READING AND COMMITMENT OF BILLS**

The following Senate bills were introduced, read first time, and referred to committees:

- SB 40**, introduced by Buttrey, referred to Local Government.
- SB 45**, introduced by Keane (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.
- SB 55**, introduced by Kaufmann (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Human Services.
- SB 56**, introduced by Jent (by request of the Department of Revenue), referred to Taxation.
- SB 57**, introduced by Jent (by request of the Secretary of State), referred to State Administration.
- SB 76**, introduced by Vincent (by request of the Department of Environmental Quality), referred to Natural Resources.
- SB 77**, introduced by Brenden, referred to Local Government.
- SB 83**, introduced by Murphy, referred to Fish, Wildlife and Parks.
- SB 86**, introduced by F. Moore (by request of the Department of Livestock), referred to Agriculture.
- SB 92**, introduced by Olson (by request of the Department of Environmental Quality), referred to Federal Relations, Energy, and Telecommunications.
- SB 93**, introduced by Vuckovich (by request of the Department of Administration), referred to Business and Labor.
- SB 94**, introduced by D. Brown, referred to Agriculture.
- SB 99**, introduced by Olson, referred to Transportation.
- SB 101**, introduced by Facey, referred to Fish, Wildlife and Parks.
- SB 118**, introduced by Thomas, Ballance, Boulanger, Connell, Ehli, Greef, Jent, Phillips,

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referred to Fish, Wildlife and Parks.

**SB 136**, introduced by Larsen, Buttrey, Caferro, Fielder, Hagan, Hamlett, Keane, McChesney, Olson, Tutvedt, Van Dyk, Vincent, Wittich, referred to Taxation.

**SB 137**, introduced by Olson, Regier, referred to Natural Resources.

**SB 142**, introduced by Wanzenried, referred to State Administration.

**SB 149**, introduced by Thomas, referred to Business and Labor.

**SB 224**, introduced by Debby Barrett, referred to State Administration.

**SB 233**, introduced by Peterson, Hamlett, Vincent, referred to Natural Resources.

**SB 252**, introduced by Rosendale, Doane, Halvorson, Knudsen, D. Moore, Salomon, referred to Agriculture.

**SB 291**, introduced by Arntzen, referred to Education.

The following Senate joint resolution was introduced, read first time, and referred to committee:

**SJR 8**, introduced by Larsen, Arthun, Augare, Debby Barrett, Dick Barrett, B. Bennett, G. Bennett, Blewett, Boland, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Connell, Cook, Driscoll, Facey, Fielder, Flynn, Galt, Gibson, Greef, Hamlett, Harris, Hoven, Jackson, Jent, Jergeson, L. Jones, Keane, Lenz, Lewis, Lieser, MacDonald, Malek, McChesney, McClafferty, F. Moore, Murphy, Noonan, Olson, Peterson, Phillips, Price, Priest, Ripley, Rosendale, Sales, Salomon, Sesso, Shaw, Stewart-Peregoy, Taylor, Thomas, Tropila, Van Dyk, Vincent, Vuckovich, Wagoner, Wanzenried, Webb, Wilmer, Wittich, referred to State Administration.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Salomon in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

**HB 87** - Representative Welborn moved **HB 87** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hagan, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lang, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.

Total 57

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hoven, Howard, Ingraham, Jones,

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Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Swanson, Vance, Wagoner, Warburton, White, Zolnikov, Mr. Speaker.

Total 43

Voted Absentee: Squires, Wilmer, Aye; Warburton, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 216** - Representative Doane moved **HB 216** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 265** - Representative Fitzpatrick moved **HB 265** do pass.

**HB 265** - Representative B. Bennett moved **HB 265**, second reading copy, be further amended as follows:

1. Page 6.

**Following:** line 12

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**Insert:**            "NEW SECTION. Section 6. Contingent voidness. If [LC1821] is not passed and approved, then [this act] is void."

Amendment **not** adopted as follows:

Yeas: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 40

Nays: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 60

Voted Absentee: Squires, Wilmer, Aye; Warburton, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 265** - Representative Fitzpatrick moved **HB 265** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, Noonan, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 40

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Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 329** - Representative Brodehl moved **HB 329** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 54

Nays: Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 46

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

On a **Point of Personal Privilege** Minority Leader Hunter refuted Representative Zolnikov's comments about his own comments. He emphasized that he did not say that people were not as knowledgeable about their own businesses as State Employees.

**HB 384** - Representative O'Neil moved **HB 384** do pass.

**HB 384** - Representative Fitzpatrick moved **HB 384**, second reading copy, be amended as follows:

1. Title, page 1, line 6 through line 7.

**Strike:** "PROVIDING" on line 6 through "SCHOOL;" on line 7

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2. Page 2, line 9.

**Strike:** "Except" through "for"

**Insert:** "For"

3. Page 2, line 11 through line 13.

**Strike:** subsection (c) in its entirety

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Salomon.

Total 1

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 384** - Representative O'Neil moved **HB 384**, as amended, do pass. Motion carried as follows:

Yeas: Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.

Total 55

Nays: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Clark, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McChesney,

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McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.

Total 45

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 438** - Representative Ballance moved **HB 438** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brockie, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Miller, Moore, O'Neil, Osmundson, Peppers, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 65

Nays: B. Bennett, Boland, Boss Ribs, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Neill, Noonan, Pease-Lopez, Pierson, Pomnichowski, Price, Schreiner, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 34

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.

Total 0

Absent or not voting: O'Hara.

Total 1

**HB 442** - Representative Randall moved **HB 442** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz,

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Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.  
Total 99

Nays: None.  
Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.  
Total 0

Absent or not voting: Reichner.  
Total 1

**HB 445** - Representative Reichner moved **HB 445** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Cook, Cuffe, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Halvorson, Hansen, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Shaw, Vance, Wagoner, Washburn, Welborn, White, Mr. Speaker.  
Total 51

Nays: Ballance, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Connell, Court, Curtis, Dudik, Eck, Ehli, Gursky, Hagstrom, Harris, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, B. Smith, C. Smith, Squires, Steenberg, Swanson, Warburton, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.  
Total 49

Voted Absentee: Squires, Warburton, Wilmer, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 450** - Representative Hagan moved **HB 450** do pass. Motion carried as follows:

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Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.  
Total 67

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Hill, Hollenbaugh, Hunter, Ingraham, Lieser, MacDonald, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.  
Total 33

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 459** - Representative Kerns moved **HB 459** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Mehlhoff, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.  
Total 62

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.  
Total 38

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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**HB 460** - Representative Hagan moved **HB 460** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Greef, Gursky, Hagan, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Lang, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 59

Nays: Ballance, J. Bennett, Brodehl, Clark, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Hagstrom, Halvorson, Hansen, Harris, Hoven, Howard, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Schwaderer, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov.

Total 41

Voted Absentee: Squires, Wilmer, Aye; Warburton, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Vance moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Salomon moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Connell, Cook, Court, Cuffe, Curtis, Doane, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, C. Smith, Steenberg, Swanson, Vance, Wagoner, Welborn, White, Whitford, Williams, Wilson, Zolnikov, Mr. Speaker.

Total 86

Nays: B. Bennett, Boland, Dudik, B. Smith, Woods.

Total 5

Voted Absentee: None

Excused: Squires, Warburton, Wilmer.

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Total 3

Absent or not voting: Coffin, Harris, Hollenbaugh, Lynch, Pease-Lopez, Washburn.

Total 6

House in Recess.

House Reconvened.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Salomon in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

**HB 473** - Representative Reichner moved **HB 473** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 61

Nays: B. Bennett, Boland, Boss Ribs, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 38

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.

Total 0

Absent or not voting: Brockie.

Total 1

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**HB 497** - Representative White moved **HB 497** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Whitford, Zolnikov, Mr. Speaker.  
Total 81

Nays: B. Bennett, Dudik, Eck, Gursky, Hill, MacDonald, Pease-Lopez, Pomnichowski, Schreiner, Squires, Steenberg, Swanson, Welborn, Williams, Wilmer, Wilson, Woods.  
Total 17

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.  
Total 0

Absent or not voting: Edmunds, Osmundson.  
Total 2

**HB 501** - Representative Berry moved **HB 501** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boss Ribs, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, Lieser, Lynch, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pierson, Price, Randall, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Zolnikov, Mr. Speaker.  
Total 75

Nays: Boland, Brockie, Brodehl, Court, Dudik, Eck, Hagstrom, Hill, Jacobson, Jones, Lang, MacDonald, McCarthy, O'Neil, Pease-Lopez, Peppers, Pomnichowski, Redfield, Schreiner, B. Smith, Squires, Whitford, Wilmer, Wilson, Woods.  
Total 25

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.  
Total 0

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Absent or not voting: None.

Total 0

**HB 508** - Representative Edmunds moved **HB 508** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 513** - Representative McChesney moved **HB 513** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Connell, Cook, Cuffe, Curtis, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, McChesney, McClafferty, McNiven, Mehlhoff, Miller, Moore, Noonan, O'Hara, O'Neil, Osmundson, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Woods, Zolnikov, Mr. Speaker.

Total 75

Nays: B. Bennett, Boss Ribs, Coffin, Court, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Lieser, MacDonald, McCarthy, McNally, Neill, Peppers, Pomnichowski, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson.

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Total 24

Voted Absentee: Warburton, Aye; Squires, Wilmer, No.

Excused: None.

Total 0

Absent or not voting: Pease-Lopez.

Total 1

**HB 522** - Representative Schwaderer moved **HB 522** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Voted Absentee: Squires, Warburton, Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: Doane, Fitzpatrick.

Total 2

**HB 531** - Representative Lieser moved **HB 531** do pass. Motion **failed** as follows:

Yeas: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hagan, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Squires, Steenberg, Swanson, Williams, Wilmer, Wilson, Woods.

Total 40

Nays: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook,

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Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Zolnikov, Mr. Speaker.  
Total 60

Voted Absentee: Squires, Aye; Warburton, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 533** - Representative Cook moved **HB 533** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.  
Total 84

Nays: J. Bennett, Brodehl, Doane, Harris, Hoven, Kerns, Miller, O'Neil, Randall, Redfield, Regier, Reichner, Schwaderer, Vance, White, Zolnikov.  
Total 16

Voted Absentee: Squires, Warburton, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 553** - Representative Halvorson moved **HB 553** do pass.

**HB 553** - Representative Halvorson moved **HB 553**, second reading copy, be amended as follows:

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1. Title, page 1, line 6.

**Strike:** "SECTION"

**Insert:** "SECTIONS 82-4-422 AND"

2. Page 1, line 9.

**Insert:** "**Section 1.** Section 82-4-422, MCA, is amended to read:

**"82-4-422. Powers, duties, and functions.** (1) The department has the powers, duties, and functions to:

(a) issue permits when, on the basis of the information set forth in the application and an evaluation of the proposed opencut operations, the department finds that the requirements of this part and rules adopted to implement this part will be observed;

(b) amend permits in accordance with the provisions of 82-4-436;

(c) reclaim any affected land with respect to which a bond has been forfeited;

(d) make investigations or inspections that are considered necessary to ensure compliance with any provision of this part; and

(e) enforce and administer the provisions of this part and issue orders necessary to implement the provisions of this part.

(2) The board shall:

(a) adopt rules that pertain to opencut operations in order to accomplish the purposes of this part;

(b) adopt rules:

(i) establishing uniform procedures for filing of necessary records;

(ii) providing procedures for the issuance of permits and filing of annual reports; and

(iii) providing other administrative requirements that the board considers necessary to implement this part; ~~and~~

(c) conduct hearings and, for the purposes of conducting those hearings, administer oaths and affirmations, subpoena witnesses, compel attendance of witnesses, hear evidence, and require the production of any books, papers, correspondence, memoranda, agreements, documents, or other records relevant or material to the inquiry; and

(d) in a timely manner, assist landowners and operators in the development of resources governed by this part."

3. Page 2, line 19.

**Following:** "issue a"

**Insert:** "120-day"

4. Page 4, line 22.

**Following:** line 21

**Insert:** "(c) The conditional permit issued pursuant to subsection (4) expires 120 days from issuance, and opencut operations must cease until the application is acceptable."

**Renumber:** subsequent subsection

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook,

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Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.  
Total 62

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hertz, Hill, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.  
Total 38

Voted Absentee: Warburton, Aye; Squires, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 553** - Representative Halvorson moved **HB 553**, as amended, do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.  
Total 62

Nays: B. Bennett, J. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hertz, Hill, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.  
Total 38

Voted Absentee: Warburton, Aye; Squires, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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**HB 555** - Representative Hill moved **HB 555** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Fitzpatrick, Flynn, Gibson, Greef, Gursky, Hagan, Hagstrom, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 81

Nays: Blyton, Brodehl, Connell, Doane, Edmunds, Fiscus, Galt, Glimm, Halvorson, Kerns, Miller, Osmundson, Randall, Redfield, Schwaderer, Vance, Washburn, Welborn, Zolnikov.

Total 19

Voted Absentee: Squires, Warburton, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 564** - Representative Edmunds moved **HB 564** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Flynn, Galt, Glimm, Greef, Hagan, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 54

Nays: Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Fitzpatrick, Gibson, Gursky, Hagstrom, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Laszloffy, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 46

Voted Absentee: Warburton, Aye; Squires, No.

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

Majority Leader Vance moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Salomon moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Vance, Wagoner, Washburn, Welborn, White, Whitford, Williams, Wilmer, Zolnikov, Mr. Speaker.

Total 88

Nays: B. Bennett, Boland, Gursky, Lieser, McNally, Salomon, Swanson, Wilson, Woods.

Total 9

Voted Absentee: None.

Excused: Squires, Warburton.

Total 2

Absent or not voting: Harris.

Total 1

**MESSAGES FROM THE SENATE**

**Senate bills** passed and transmitted to the House for concurrence:

2/26/2013

**SB 127**, introduced by Buttrey

**SB 182**, introduced by Sonju

**SB 207**, introduced by Van Dyk

**SB 223**, introduced by Caferro

**SB 239**, introduced by Buttrey

**SB 242**, introduced by Sesso

**SB 257**, introduced by L. Jones

**SB 258**, introduced by Wittich

**SB 259**, introduced by Arntzen

**SB 264**, introduced by Arntzen

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**SB 266**, introduced by Rosendale  
**SB 292**, introduced by Tutvedt  
**SB 296**, introduced by Thomas  
**SB 306**, introduced by Olson  
**SB 312**, introduced by Sonju  
**SB 314**, introduced by Wanzenried  
**SB 316**, introduced by Fielder  
**SB 319**, introduced by Sonju  
**SB 331**, introduced by Murphy  
**SB 343**, introduced by Arntzen

**MESSAGES FROM THE GOVERNOR**

February 26, 2013

The Honorable Mark Blasdel  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Speaker Blasdel:

Please be informed that I have signed **House Bill 164** sponsored by Representative Curtis on February 26, 2013.

Sincerely,

STEVE BULLOCK  
Governor

**MOTIONS**

Representative Halvorson moved to change his vote on **HB 533** from Not Voting to Yes. Without objection, so ordered.

Representative Jacobson moved to change his vote on **HB 310** from Yes to No. Without objection, so ordered.

Majority Leader Vance moved **HB 565** be moved from the Natural Resources committee to the Business and Labor committee.

Representative Edmunds moved **HB 480** be moved from the Business and Labor committee to the Committee of the Whole.

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Motion failed as follows:

Yeas: Bangerter, B. Bennett, Boland, Brockie, Coffin, Connell, Court, Curtis, Dudik, Eck, Edmunds, Fiscus, Gursky, Hagan, Hill, Hollenbaugh, Howard, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Neill, Noonan, O'Hara, Pease-Lopez, Pierson, Pomnichowski, Salomon, Schreiner, Schwaderer, Shaw, Swanson, Washburn, Whitford, Williams, Wilmer, Wilson, Zolnikov.

Total 44

Nays: Ankney, Ballance, J. Bennett, Berry, Blyton, Boss Ribs, Brodehl, Clark, Cook, Cuffe, Doane, Ehli, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Mehlhoff, Miller, Moore, O'Neil, Osmundson, Peppers, Price, Randall, Redfield, Regier, Reichner, B. Smith, C. Smith, Steenberg, Vance, Wagoner, Welborn, White, Woods, Mr. Speaker.

Total 54

Voted Absentee: None

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

Representative Pease-Lopez moved **HB 319** be moved from the Human Services committee to the Committee of the Whole.

Motion failed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Edmunds, Gibson, Gursky, Hertz, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.

Total 48

Nays: Ballance, J. Bennett, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Washburn, White, Zolnikov, Mr. Speaker.

Total 50

Voted Absentee: None

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Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

Representative Neill moved **HB 441** be moved from the Human Services committee to the Committee of the Whole.

Motion failed as follows:

Yeas: Bangerter, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Fitzpatrick, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 42

Nays: Ankney, Ballance, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 56

Voted Absentee: None

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

Representative Curtis moved **HB 490** be moved from the Business and Labor committee to the Committee of the Whole.

Motion failed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Edmunds, Gibson, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan,

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Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 45

Nays: Ballance, J. Bennett, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 53

Voted Absentee: None

Excused: Squires, Warburton.

Total 2

Absent or not voting: None.

Total 0

Representative Hunter moved **HB 361** be moved from the Taxation committee to the Committee of the Whole.

Motion failed as follows:

Yeas: B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 38

Nays: Ankney, Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 59

Voted Absentee: None

Voted Absentee: None

Excused: Squires, Warburton.

Total 2

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Absent or not voting: Gursky.  
Total 1

**ANNOUNCEMENTS**

Majority Leader moved that the House adjourn until 8:00 a.m., Wednesday, February 27, 2013.  
Motion carried.

House adjourned at 5:30 p.m.

LINDSEY GROVOM  
Chief Clerk of the House

MARK BLASDEL  
Speaker of the House